# 99hr\_AC-JPP\_ajr0039\_pt01

(FORM UPDATED: 08/11/2010)

# WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

1999-00

(session year)

## Assembly

(Assembly, Senate or Joint)

Committee on ... Judiciary and Personal Privacy (AC-JPP)

### **COMMITTEE NOTICES ...**

- Committee Reports ... CR
- Executive Sessions ... ES
- Public Hearings ... PH

### INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... Appt (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... CRule (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)

(ab = Assembly Bill)

(ar = Assembly Resolution)

(ajr = Assembly Joint Resolution)

(sb = Senate Bill)

(**sr** = Senate Resolution)

(sir = Senate Joint Resolution)

Miscellaneous ... Misc

### **Assembly**

### **Record of Committee Proceedings**

### **Committee on Judiciary and Personal Privacy**

#### **Assembly Joint Resolution 39**

Relating to: authorizing the legislature to provide for 6-member juries in misdemeanor cases (first consideration).

By Representatives Goetsch, Ladwig, Kaufert, Albers, Porter, F. Lasee, Seratti, Klusman, Kestell, Gunderson, Skindrud, Owens, Musser, Spillner and Powers; cosponsored by Senators Huelsman, Darling, Farrow, Fitzgerald and Baumgart.

March 23, 1999

Referred to committee on Judiciary and Personal Privacy.

March 30, 1999

#### PUBLIC HEARING HELD

(1)

Present:

(8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Colon, Hebl and Staskunas.

Representative Sherman.

Excused:

### Appearances for

• Rep. Robert Goetsch, 39th Assembly District

#### Appearances against

• Jon Callaway, Criminal Law Section - State Bar of Wisconsin

#### Appearances for Information Only

• None.

#### Registrations for

• Sarah Diedrick-Kasdorf, WI Counties Association

#### Registrations against

- Ed Blume, WI Assoc. Criminal Defense Lawyers
- Matt Bromley, Criminal Law Section State Bar of Wisconsin

#### May 11, 1999

#### **EXECUTIVE SESSION**

(0)

Present:

(9) Representatives Huebsch, Gundrum, Walker,

Suder, Grothman, Sherman, Colon, Hebl and

Staskunas.

Excused:

None.

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Amendment 1 to Assembly Joint Resolution 39** be recommended for introduction.

Ayes: (9) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Noes: (0) None. Excused:(0) None.

INTRODUCTION RECOMMENDED, Ayes 9, Noes 0, Excused 0

Moved by Representative Gundrum, seconded by Representative Staskunas, that **Amendment 1 to Assembly Joint Resolution 39** be recommended for adoption.

Ayes: (4) Representatives Huebsch, Gundrum, Walker and Suder.

Noes: (5) Representatives Grothman, Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

ADOPTION RECOMMENDED, Ayes 4, Noes 5, Excused 0

Moved by Representative Walker, seconded by Representative Grothman, that **Assembly Joint Resolution 39** be recommended for adoption.

Ayes: (4) Representatives Huebsch, Walker, Suder and Grothman.

Noes: (5) Representatives Gundrum, Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

ADOPTION RECOMMENDED, Ayes 4, Noes 5, Excused 0

#### March 1, 2000 **EXECUTIVE SESSION**

Present: (9) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Excused: (0) None.

Moved by Representative Gundrum, seconded by Representative Huebsch, that **Assembly Joint Resolution 39** be recommended for Reconsideration of previous vote on AJR 39.

Ayes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Noes: (4) Representatives Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

RECONSIDERATION OF PREVIOUS VOTE ON AJR 39 RECOMMENDED, Ayes 5, Noes 4, Excused 0

Moved by Representative Grothman, seconded by Representative Huebsch, that **Assembly Joint Resolution 39** be recommended for Reconsideration of previous vote on Assembly Amendment 1 to AJR 39.

Ayes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Noes: (4) Representatives Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

RECONSIDERATION OF PREVIOUS VOTE ON ASSEMBLY AMENDMENT 1 TO AJR 39 RECOMMENDED, Ayes 5, Noes 4, Excused 0

Moved by Representative Walker, seconded by Representative Suder, that **Assembly Amendment 1 to Assembly Joint Resolution 39** be recommended for adoption.

Ayes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Noes: (4) Representatives Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

ADOPTION RECOMMENDED, Ayes 5, Noes 4, Excused 0

Moved by Representative Gundrum, seconded by Representative Walker, that **Assembly Joint Resolution 39** be recommended for adoption as amended.

Ayes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Noes: (4) Representatives Sherman, Colon, Hebl and Staskunas.

Excused:(0) None.

ADOPTION AS AMENDED RECOMMENDED, Ayes 5, Noes 4, Excused 0

Robert Delaporte Committee Clerk

# Assembly Committee on Judiciary and Personal Privacy

Date: 5-11-99  Moved by: Walker  AB: SB: SB: AJR: 39 SJR: SR:		Seconded by: Clearinghouse Rule: Appointment: Other:
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amdt: to A/S Sub Amdt to A/S Amdt:	::
Be recommended for:  Passage A  Introduction  Adoption  Rejection		Indefinite Postponement Tabling Concurrence Nonconcurrence Confirmation
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas		Aye No Absent Not Voting
	Totals: _	4 5

# Assembly Committee on Judiciary and Personal Privacy

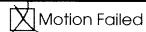
Date: 5-/1-99  Moved by: www.  AB: SB: SB: AJR: SJR: SR: SR:		Clea	inded by:  ringhouse Rule:  bintment:  r:		
A/S Amdt: A/S Amdt: A/S Sub Amdt: A/S Amdt: A/S Amdt:	to A/S Amdt: to A/S Sub Amdt: to A/S Amdt:	- : -		to A/S Sub Am	ndt:
Be recommended for:  Passage Introduction Adoption Rejection			Indefinite Postponem Tabling Concurrence Nonconcurrence Confirmation	nent	
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas	Totals:	Aye		Absent	Not Voting

Motion Carried Motion Failed

### Assembly Committee on Judiciary and Personal Privacy

Date:		Seconded by: Clearinghouse R Appointment: Other:		stunc	15
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amat: to A/S Sub Amat to A/S Amat:	*	to A	  N/S Sub Amdt:	
Be recommended for:  Passage Introduction Adoption Rejection		Indefinite F Tabling Concurren Nonconcu	rrence		
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas	Totals:	Aye I		osent No	ot Voting

Motion Carried



### Assembly Committee on Judiciary and Personal Privacy

Date: 3-1-00  Moved by: Gundun  AB: SB: SB: AJR: SJR: SR: SR:		Seconded by: Clearinghouse Rule: Appointment: Other:	walke	
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amdt: to A/S Sub Amdt to A/S Amdt:		to A/S Sub Amdt	r:
Be recommended for:  Passage Introduction Adoption Rejection		Indefinite Postp Tabling Concurrence Nonconcurrence Confirmation		
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas	Totals: _		Absent	Not Voting

Motion Carried Motion Failed

## Assembly Committee on Judiciary and Personal Privacy

Date:  Moved by:  AB:  AB:  SB:  SR:  SR:			Seconded by: Clearinghouse Rule: Appointment: Other:		
A/S Amdt: A/S Amdt: A/S Sub Amdt: A/S Amdt: A/S Amdt:	to A/S Amdt: to A/S Sub Amdt to A/S Amdt:	- t: _		to A/S Sub Am	ndt:
Be recommended for:  Passage Introduction Adoption Rejection			Indefinite Postponer Tabling Concurrence Nonconcurrence Confirmation	nent	
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas	Totals: _			Absent	Not Voting

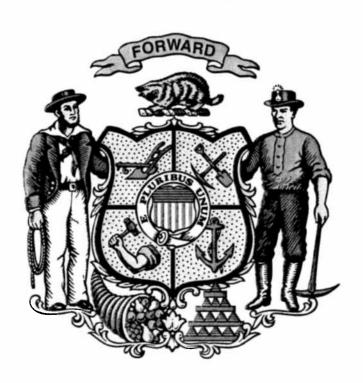
Motion Carried Motion Failed

# Assembly Committee on Judiciary and Personal Privacy

Date: 3-1-00	X Executive	Session	Public Hearing
Bill Number: AJR 39		.1/	,
Moved by: Gundrus	Seconde		UEBSef
Motion: <u>Reconsideration</u>	on on Ac	IK DT	
Committee Member	<u>Aye</u>	<u>No</u>	<u>Absent</u>
Rep. Michael Huebsch, Chair	X		
Rep. Mark Gundrum	lacktriangle		
Rep. Scott Walker	$\bowtie$		
Rep. Scott Suder			
Rep. Glenn Grothman	$\square$		
Rep. Gary Sherman		$ \boxtimes $	
Rep. Pedro Colon		X	
Rep. Tom Hebl		X	
Rep. Tony Staskunas		X	
Totals:	5	4	
Motion C	gried	Motion Failed	

# Assembly Committee on Judiciary and Personal Privacy

Date: 3-1-00 Bill Number: AJR 39 Moved by: 6 rothwan Motion: Reconsideration	Executive Set  Seconded  AAI	 blic Hearing
Committee Member Rep. Michael Huebsch, Chair Rep. Mark Gundrum Rep. Scott Walker Rep. Scott Suder Rep. Glenn Grothman Rep. Gary Sherman Rep. Pedro Colon Rep. Tom Hebl Rep. Tony Staskunas	Aye  X  X  X  X  X  X  X  X  X  X  X  X  X	Absent
Totals:		





#### **MEMORANDUM**

TO:

Honorable Members of the Assembly Committee on Judiciary and

Personal Privacy

FROM:

Sarah Diedrick-Kasdorf, Legislative Associat

DATE:

March 30, 1999

SUBJECT:

Support for Assembly Joint Resolution 39

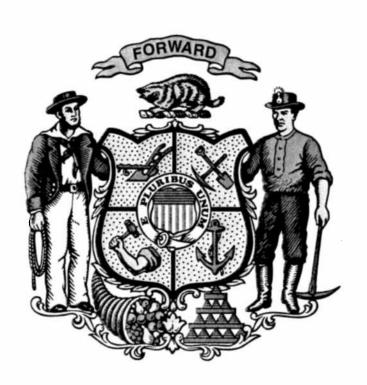
The Wisconsin Counties Association (WCA) supports Assembly Joint Resolution 39, which authorizes the legislature to provide for six-member juries in misdemeanor cases.

Six person juries in misdemeanor cases will provide counties with significant cost savings. The ability to choose six jurors will reduce the time needed to pick a jury in misdemeanor cases that go to trial, as well as reduce the number of potential jurors a county needs to summon. Counties will realize additional cost savings as counties will pay out less revenue in juror daily fees and mileage.

Mandating juries of six in misdemeanor cases, as opposed to language currently found under 756.096 (3)(b), which allows a party to request a greater number of jurors, is extremely beneficial to counties as it avoids frivolous requests for expanded juries which counties currently experience under 756.096 (3)(b), Wisconsin Statutes.

WCA respectfully requests your support for Assembly Joint Resolution 39.

Thank you for considering our comments.





### Marcia Kasieta, M.S.

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